THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.28102 OF 2005

DATED:2.1.2006

Between:

Sri Yerrapotu Narayana and another

…Petitioners

And

Municipal Corporation of Vijayawada,

Rep. by its Commissioner, Vijayawada and others

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.28102 OF 2005

ORDER:

The petitioners claim to be owners of house bearing No.41-23/5-45 (Plot No.15), Feeder Road, Bramarambhapuram, Krishna Lanka, Vijayawada. They allege that the third respondent, who is having property facing Feeder Road on the other side of the road closed the small road behind his building by putting up gates restricting the thoroughfare. Aggrieved by the same, the petitioner submitted an application to the first respondent on 28.7.2005. On the same day, another application was submitted for survey of the area, in vain. Therefore, present Writ Petition is filed.

The petitioners have placed tappal acknowledgement receipt showing that they submitted necessary applications to first respondent. It would be in the interest of all

the parties to direct the first respondent to enquire into the matter and take appropriate action in the matter. If it is found in the enquiry that the third respondent closed the pathway, it is open to the first respondent to remove the obstruction after duly following the procedure contemplated under Section 405 of the Hyderabad Municipal Corporations Act, 1955, as applicably to Vijayawada Municipal Corporation.

The Writ Petition with the above observations and directions is accordingly disposed of.

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(V.V.S.RAO, J)

2.1.2006

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